

UNITED STATES DISTRICT COURT

DISTRICT OF NEW HAMPSHIRE

Jessica Dennis

v.

Civil No. 11-cv-00302-JL

Town of Loudon, et al.

ORDER AFTER PRELIMINARY
PRETRIAL CONFERENCE

The Preliminary Pretrial Conference was held in chambers on August 30, 2011.

The parties and counsel are advised that the Commissioner of the New Hampshire Department of Safety's spouse is employed in the undersigned judge's chambers as a judicial assistant. As Trooper Ferry is employed by the Department of Safety, any party desiring recusal or other relief should make an appropriate filing. (The undersigned judge will not take offense, and will recuse himself upon request.)

The Discovery Plan (document no. 10) is approved as submitted, with the following changes:

- Close of discovery - **May 22, 2012**
- Summary judgment deadline - **June 1, 2012**
- Jury trial - **October, 2012**

The Loudon officers' responses shall be treated as applicable to the Town of Loudon and Chief Fiske.

Summary Judgment. The parties and counsel are advised that compliance with Rule 56(e) and Local Rule 7.2(b), regarding evidentiary support for factual assertions, and specification and delineation of material issues of disputed fact, will be required.

Discovery disputes. Discovery disputes will be handled by the undersigned judge, as opposed to the Magistrate Judge, in the normal course. No motion to compel is necessary. The party or counsel seeking discovery-related relief should confer with adverse counsel to choose mutually available dates, and then contact the Deputy Clerk to schedule a conference call with the court. The court will inform counsel and parties what written materials, if any, should be submitted in advance of the conference call.

Customary motions to compel discovery, while disfavored by the undersigned judge, are nonetheless permissible. If counsel prefer traditional discovery litigation to the conference call procedure set forth above, any such motion to compel should expressly request, in the title of the motion, a referral to the United States Magistrate Judge. Such referral requests will

normally be granted. If the Magistrate Judge is recused, alternate arrangements will be made.

SO ORDERED.

A handwritten signature in black ink, reading "Joe Laplante", written over a horizontal line.

Joseph N. Laplante
United States District Judge

Dated: September 9, 2011

cc: Michael J. Sheehan, Esq.
Nicholas Brodich, Esq.
John A. Curran, Esq.
Kevin H. O'Neill, Esq.
John C. Vinson, Esq.
David M. Hilts, Esq.